

Message Text

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INFO OCT-01 ISO-00 EURE-00 SSO-00 NSCE-00 INRE-00 USIE-00

PA-01 PRS-01 OIC-02 IO-10 OMB-01 TRSE-00 AID-05 CEA-01

CIAE-00 INR-07 NSAE-00 PM-03 NSC-05 SP-02 SS-15 SAM-01

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DODE-00 FEAE-00 L-02 H-01 INT-05 /092 W

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O 271347Z FEB 75

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TO SECSTATE WASH DC IMMEDIATE 5630

INFO AMEMBASSY LONDON IMMEDIATE

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E.O. 11652: N/A

TAGS: ENRG, OECD

SUBJECT: IEA: IMPLEMENTATION OF NORWAY PARTICIPATION
AGREEMENT

1. AD HOC WORKING GROUP CHAIRMAN (HOPKINS) HAS CIRCULATED ATTACHED DRAFT GOVERNING BOARD DECISION, AND CHAIRMAN'S REPORT SUMMARIZING MAIN POINTS RESULTING FROM THE DISCUSSION AT THE FEB 25 MEETING OF THE AD HOC GROUP. IN VIEW OF CHAIRMAN DAVIGNON'S DESIRE TO REACH FINAL AGREEMENT ON THIS DOCUMENT AT NEXT WEEK'S GOVERNING BOARD MEETING, SECRETARIAT HAS REQUESTED THAT GOVERNMENTS REVIEW ATTACHED DRAFT ON AN URGENT BASIS.

2. CHAIRMAN'S REPORT
BEGIN TEXT:

1. THE AD HOC GROUP, AT ITS MEETING ON 25TH FEBRUARY,
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1975 PRODUCED THE ATTACHED DRAFT GOVERNING BOARD DECISION

FOR CONSIDERATION BY AGENCY MEMBERS.

2. THE AD HOC GROUP CONTEMPLATED THAT THE GOVERNING BOARD WOULD:

(A) ADOPT SUCH A DECISION, SPECIFYING CERTAIN INSTITUTIONAL RELATIONSHIPS BETWEEN NORWAY AND THE IEA;

(B) REQUEST NORWAY'S ASSENT THERETO THROUGH AN EXCHANGE OF DIPLOMATIC NOTES

3. THE EFFECT OF THE ATTACHED DRAFT DECISION WOULD BE:

(A) NORWAY WOULD PARTICIPATE, AS IF IT WERE A PARTICIPATING COUNTRY, IN ALL MEETINGS OF THE AGENCY'S ORGANS;

(B) FOR DECISIONS ARISING UNDER CHAPTERS V-X OF THE IEP AGREEMENT NORWAY WOULD BE CONSIDERED AS HAVING THREE GENERAL VOTING WEIGHTS, AND ITS VOTE WOULD:

(I) BE COUNTED IN ALL DECISIONS REQUIRING A MAJORITY (ORDINARY OR SPECIAL) AND IN UNANIMOUS DECISIONS REQUIRED TO REVISE THE SCALE OF CONTRIBUTION TO THE BUDGET (ARTICLE 64(1); AND (II) WOULD BE COUNTED, ALTERNATIVELY, IN (A) NO, (B) SOME, OR (C) ALL OTHER DECISIONS REQUIRING UNANIMITY (SEE FOOTNOTE)

(C) NORWAY WOULD HAVE THE RIGHT TO TAKE PART IN SPECIAL ACTIVITIES (ARTICLE 65).

(D) IMPLEMENTATION OF NORWAY'S PARTICIPATION IN OIL SHARING UNDER CHAPTERS I-IV OF THE IEP AGREEMENT (INCLUDING VOTING) WOULD BE DETERMINED BY THE GOVERNING BOARD IN LIGHT OF CIRCUMSTANCES THERE EXISTING AND WITH NORWAY'S AGREEMENT.

FOOTNOTE:

1. ARTICLE 22: ACTIVATION OF EMERGENCY MEASURES NOT PROVIDED FOR IN IEP WHEN RESERVES REDUCED TO 50.

2. ARTICLE 27 (J): ADDITIONAL INFORMATION UNDER GENERAL LIMITED OFFICIAL USE

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SECTION.

3. ARTICLE 33: ADDITIONAL INFORMATION UNDER SPECIAL SECTION.

4. ARTICLE 61(B): NEW OBLIGATIONS IMPOSED ON PARTICIPATING COUNTRIES.

5. ARTICLE 62(5): REDISTRIBUTION OF VOTING WEIGHTS DUE
TO CHANGE IN MEMBERSHIP.

6. ARTICLE 62(6): CHANGE IN VOTING WEIGHTS AFTER ANNUAL
REVIEW.

7. ARTICLE 64: CHANGES IN SCALE OF FINANCIAL CONTRIBU-
TIONS.

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8. ARTICLE 73: AMENDMENT OF AGREEMENT.

END TEXT.

3. DRAFT DECISION ON INSTITUTIONAL ARRANGEMENTS FOR THE

PARTICIPATION OF NORWAY

BEGIN TEXT:

THE GOVERNING BOARD

CONSIDERING THE DECISION OF THE COUNCIL OF 15TH NOVEMBER, 1974 ESTABLISHING AN INTERNATIONAL ENERGY AGENCY OF THE ORGANIZATION (THE "AGENCY") (C(74)203(FINAL));

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CONSIDERING THAT THE AGENCY PARTICIPATING COUNTRIES HAVE ENTERED INTO AN AGREEMENT ON AN INTERNATIONAL ENERGY PROGRAM (THE "I.E.P. AGREEMENT") (C(74)204 AND CORRIGENDUM 1 THERETO);

CONSIDERING THAT THE AGENCY AND THE GOVERNMENT OF THE KINGDOM OF NORWAY HAVE ENTERED INTO AN AGREEMENT BETWEEN THE INTERNATIONAL ENERGY AGENCY AND THE GOVERNMENT OF THE KINGDOM OF NORWAY ("NORWAY") CONCERNING THE PARTICIPATION OF NORWAY IN THE WORK OF THE AGENCY (THE "PARTICIPATION AGREEMENT") (IEA/GB(75)9);

DECIDES UPON THE FOLLOWING INSTITUTIONAL ARRANGEMENTS FOR IMPLEMENTING THE PARTICIPATION AGREEMENT;

1. NORWAY SHALL BE ENTITLED TO PARTICIPATE ON THE SAME BASIS AS A PARTICIPATING COUNTRY, IN PLENARY AND RESTRICTED ORGANS OF THE AGENCY, INCLUDING THE RIGHT TO BE REPRESENTED, TO PARTICIPATE IN DISCUSSIONS, AND TO MAKE PROPOSALS, IN PLENARY OR RESTRICTED MEETINGS THEREOF, AND THE RIGHT TO RECEIVE AGENDAS AND OTHER DOCUMENTS FOR SUCH MEETINGS.

ALTERNATIVE A

(2. THE GOVERNING BOARD SHALL TAKE DECISIONS AS TO CHANGES IN THE SCALE OF CONTRIBUTIONS TO THE BUDGET UNDER ARTICLE 64(1) OF THE IEP AGREEMENT, AND ALL OTHER DECISIONS ARISING UNDER CHAPTER V THROUGH X OF THE IEP AGREEMENT WHICH REQUIRE A MAJORITY OR A SPECIAL MAJORITY, AS IF)

ALTERNATIVE B

- (2. THE GOVERNING BOARD SHALL TAKE DECISIONS AS TO:
- (1) CHANGES IN THE SCALE OF CONTRIBUTIONS TO THE BUDGET UNDER ARTICLE 64(1)

(II) (HERE SPECIFY ANY OTHER DECISIONS
REQUIRING UNANIMITY IN WHICH THE
VOTE OF NORWAY IS TO BE COUNTED)
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AND ALL OTHER DECISIONS ARISING UNDER CHAP-
TERS V THROUGH X OF THE IEP AGREEMENT
WHICH REQUIRE A MAJORITY OR A SPECIAL
MAJORITY, AS IF)

ALTERNATIVE C

(2. THE GOVERNING BOARD SHALL TAKE ALL DECISIONS
ARISING UNDER CHAPTERS V THROUGH X OF THE IEP AGREEMENT
AS IF)

(A) NORWAY WERE DEEMED TO BE INCLUDED IN THE LIST OF
PARTICIPATING COUNTRIES SET FORTH IN ARTICLE 62, PARA-
GRAPH 2, AND TO HAVE 3 GENERAL VOTING WEIGHTS AND 3
COMBINED VOTING WEIGHTS;

(B) THE TOTAL NUMBER OF GENERAL VOTING WEIGHTS
AND COMBINED VOTING WEIGHTS SET FORTH IN ARTICLE 62,
PARAGRAPH 2, WERE DEEMED TO BE 54 AND 154 RESPECTIVELY;

(C) THE NUMBER OF GENERAL VOTING WEIGHTS REQUIRED FOR
A SPECIAL MAJORITY UNDER ARTICLE 62, PARAGRAPH 4(A)
WERE DEEMED TO BE 42; AND

(D) THE NUMBER OF GENERAL VOTING WEIGHTS REQUIRED FOR

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A SPECIAL MAJORITY UNDER ARTICLE 62, PARAGRAPH 4(B)
WERE DEEMED TO BE 48.

NORWAY SHALL BE BOUND BY ANY DECISION OF THE GOVERNING
BOARD TO WHICH THIS PARAGRAPH 2 APPLIES. NORWAY MAY
ADHERE TO ANY DECISION OF THE GOVERNING BOARD TO WHICH
THIS PARAGRAPH 2 DOES NOT APPLY, AND SHALL NOT BE BOUND
BY ANY SUCH DECISION TO WHICH IT DOES NOT ADHERE.

3. OTHER THAN IN CASES OF EMERGENCY, THE PARTICIPATION
OF NORWAY IN THE WORK OF THE AGENCY UNDER CHAPTERS I
THROUGH IV SHALL BE IMPLEMENTED PURSUANT TO ARRANGEMENTS
WHICH SHALL BE ADOPTED BY THE GOVERNING BOARD AFTER
CONSIDERING THE RECOMMENDATION OF THE STANDING GROUP
ON EMERGENCY QUESTIONS AND IN AGREEMENT WITH NORWAY.

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4. IN CASES OF EMERGENCY IN WHICH NORWAY DECIDED TO
CONTRIBUTE TO THE AGENCY'S OIL SHARING PROGRAM
PURSUANT TO ARTICLE 1 OF THE PARTICIPATION AGREEMENT, THE
PARTICIPATION OF NORWAY IN THE WORK OF THE AGENCY UNDER
CHAPTERS I THROUGH IV SHALL BE IMPLEMENTED PURSUANT TO
FURTHER ARRANGEMENTS WHICH SHALL BE ADOPTED BY THE
GOVERNING BOARD, IN THE LIGHT OF THE NATURE AND EXTENT
OF NORWAY'S CONTRIBUTION, AFTER CONSIDERING THE RECOM-
MENDATIONS OF THE STANDING GROUP ON EMERGENCY QUESTIONS
AND IN AGREEMENT WITH NORWAY.

5. NORWAY SHALL BE ENTITLED TO PARTICIPATE, ON THE

SAME BASIS AS A PARTICIPATING COUNTRY, IN SPECIAL
ACTIVITIES AS PROVIDED IN ARTICLES 64(2) AND 65 OF THE
IEP AGREEMENT.

END TEXT.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ENERGY, AGREEMENT DRAFT, TEXT, MEETING CHAIRMAN, COMMITTEE MEETINGS, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Draft Date: 27 FEB 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975OECDP05083
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750069-0590
From: OECD PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975027/aaaaafvg.tel
Line Count: 337
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 7
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 16 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16 APR 2003 by KelleyW0>; APPROVED <17 APR 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: IEA: IMPLEMENTATION OF NORWAY PARTICIPATION AGREEMENT
TAGS: ENRG, OECD, IEA
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006